

Remarks

This Application has been carefully reviewed in light of the Final Office Action mailed February 24, 2006, and the Advisory Action mailed August 18, 2006. Applicants respectfully request reconsideration and allowance of all pending claims and respectfully provide the following remarks.

I. Allowable Subject Matter

Applicants note with appreciation the Examiner's indication that Claims 73-76 would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims, and the Examiner's indication that Claims 77-79 are allowable. (*See* Final Office Action, Pages 2 and 33-34) Pursuant to 37 C.F.R. § 1.104, Applicants respectfully issue a statement commenting on the Examiner's reasons for allowance. Applicants respectfully disagree with the Examiner's reasons for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Furthermore, Applicants do not admit to any characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

Applicants believe all claims are allowable without amendment. For example, Applicants maintain that each of Applicants' independent claims, and therefore their dependent claims, are allowable for at least those reasons discussed in prior Responses, and Applicants reserve the right to pursue claims of the same or similar scope in a continuation application. However, to expedite issuance of a patent from this Application, Applicants have amended independent Claim 67 to include limitations similar to those from dependent Claims 73 (including the limitations similar to those from dependent Claim 72, from which dependent Claim 73 depends), which the Examiner identified as allowable.¹ Applicants have also canceled Claims 1-49, 51-56, 59-66, and 72-73 without prejudice or disclaimer, and have amended dependent Claim 74 to adjust its dependency in light of the amendment to independent Claim 67 and the cancellation of dependent Claims 73 (from which Claim 74

¹ Since the Examiner did not enter the amendments presented by Applicants in the Response to Final Office Action mailed July 24, 2006, (*see* Advisory Action mailed August 18, 2006), the amendments presented in this Response reflect changes to the claims as the claims stood at the time the Final Office Action was mailed.

depended). Given the Examiner's indications of allowable subject matter in the Final Office Action, Applicants respectfully submit that these amendments should be entered because they place the Application in better form for allowance. *See* 37 C.F.R. § 1.116(b); M.P.E.P. § 714.12. Independent Claim 77 and its dependent claims (Claims 78-79), which the Examiner identified as allowable, have not been amended.

For at least these reasons, Applicants respectfully request reconsideration and allowance of independent Claims 67 and 77 and their dependent claims.

II. No Waiver

All of Applicants' arguments and amendments are without prejudice or disclaimer. By not responding to additional statements made by the Examiner, Applicants do not acquiesce to the Examiner's additional statements.

Conclusion

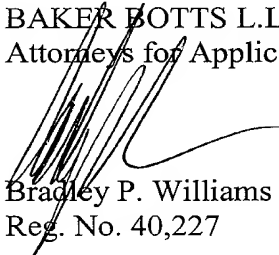
Applicants have made an earnest attempt to place this case in condition for allowance. For at least the foregoing reasons, Applicants respectfully request full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Brad P. Williams, Attorney for Applicants, at the Examiner's convenience at (214) 953-6447.

This Response is accompanied by a Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. 1.137(b), along with the appropriate \$1,500.00 fee. Although no other fees are believed due, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

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